

Hall and I have spent not just the last couple of days in intensive efforts to try and resolve this issue, but actually weeks and now months since the start of the session when LB 376 came up, and we had a discussion about that topic of ambulatory surgical centers and their regulatory function of the State Health Department in determining whether or not those proceed or not. There has been somewhat of a gray area in the law and some lawsuits have been filed. It is not a clean situation, some confusion has reigned, and our attempt here is to take care of current pending problems and then move forward and clarify for the time being exactly the status. And then, as Senator Hall said, we need to look at this issue in the broader context of the certificate of need. But, again, what we are trying to do is, in my view, look at the function of, not the ownership of, these types of services, and if the function qualifies under the surgical center definition, then there would be a review, but if it is simply a doctor's office doing what doctors do, then there is not going to be a review and that exemption that has always been there continues, as well as in dentistry, and podiatry. And again, in my view, this is a good compromise. Everybody has been working hard at it and I commend Senator Hall for his willingness to work with others to accomplish this amendment.

PRESIDENT ROBAK: Thank you, Senator Wesely. Is there any further discussion on the Hall amendment to the committee amendments? Seeing none, Senator Hall, do you wish to close? Closing is waived. The question before the body is the adoption of the Hall amendment to the committee amendments to LB 1210. All those in favor vote aye, all those opposed vote nay. Please record.

CLERK: 26 ayes, 0 nays, Madam President, on the adoption of Senator Hall's amendment to the committee amendments.

PRESIDENT ROBAK: The Hall amendment is adopted. Mr. Clerk.

CLERK: The second Hall amendment, Madam President, Senator, the amendment, technical amendment. (See FA531 on pages 1758-59 of the Legislative Journal.)

PRESIDENT ROBAK: Senator Hall.

SENATOR HALL: Thank you, Mr. Clerk, members. Thank you, Madam President. The amendment that I spoke of does merely this, it takes the definition of the ambulatory surgical center, and as I